

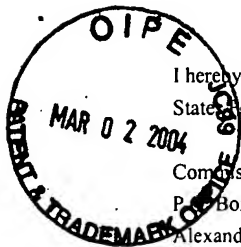


TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/772,857
		Filing Date	February 4, 2004
		First Named Inventor	ZIMMERMANN, MICHAEL
		Art Unit	Unassigned
		Examiner Name	Unassigned
Total Number of Pages in This Submission		Attorney Docket Number	019433-000620US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard PTO/SB/08A and /08B form 15 Reference Copies
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual	Townsend and Townsend and Crew LLP James M. Heslin	Reg. No. 29,541
Signature		
Date	2/25/04	

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Edward Masinas		
Signature		Date	2.27.04



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PATENT
Attorney Docket No.: 019433-000620US

On 2-27-04

TOWNSEND and TOWNSEND and CREW LLP

By: Edward Masinas

Edward Masinas

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MICHAEL ZIMMERMANN

Application No.: 10/772,857

Filed: February 4, 2004

For: MAGNESIUM AMMONIUM
PHOSPHATE CEMENT
COMPOSITION

Examiner: Unassigned

Art Unit: Unassigned

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

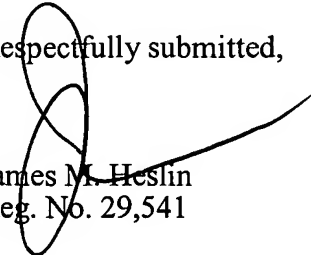
The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement.

However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



James M. Heslin
Reg. No. 29,541

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60149742 v1



INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Complete if Known		
			Application Number	10/772,857	
			Filing Date	February 4, 2004	
			First Named Inventor	ZIMMERMANN, MICHAEL	
			Art Unit	Unassigned	
			Examiner Name	Unassigned	
Sheet	3	of		Attorney Docket Number	019433-000620US

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	AA	US-4,518,430	05-21-1985	Brown et al.	
	AB	US-4,612,053	09-16-1986	Brown et al.	
	AC	US-4,959,104	09-25-1990	Iino et al.	
	AD	US-5,149,368	09-22-1992	Liu et al.	
	AE	US-5,262,166	11-16-1993	Liu et al.	
	AF	US-5,281,265	01-25-1994	Liu	
	AG	US-5,605,713	02-25-1997	Boltong	
	AH	US-5,952,010	09-14-1999	Constanz	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
	AI	EP	0543765	A1	05-26-1993	Boltong		<input type="checkbox"/>
	AJ	EP	0835668	A1	04-15-1998	Constanz		<input type="checkbox"/>
	AK	WO	95/13835	A1	05-26-1995	Liu et al.		<input type="checkbox"/>
	AL	WO	96/14265	A1	05-17-1996	Fulmer et al.		<input type="checkbox"/>
								<input type="checkbox"/>

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AM	Brown et al., "A new calcium phosphate, water-setting cement" Cements Research Progress 1986 pp. 352-379 (1987).	
	AN	Patent Abstract XP-002180738 (1 page total), Park et al., "Compositional effects of CaO-SiO ₂ -P ₂ O ₅ bioactive cement on hardening and hydroxyapatite formation" Yoop Hakhoechi, 31(5):502-512 (1994).	
	AO	Patent Abstract XP-002180739 (1 page total), Nippon Electric Glass Co., "Bone- repair material for fast, strong bonding - contains glass and/or crystalline glass powder, a.q. phosphate solution and bond formation promoter" (1992).	

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Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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